REGOLAMENTO (CE) N. 459/2009 DELLA COMMISSIONE

del 29 maggio 2009

che modifica il regolamento (CE) n. 1249/96 della Commissione recante modalità d'applicazione del regolamento (CEE) n. 1766/92 del Consiglio in ordine ai dazi all'importazione nel settore dei cereali

LA COMMISSIONE DELLE COMUNITÀ EUROPEE,

visto il trattato che istituisce la Comunità europea,

visto il regolamento (CE) n. 1234/2007 del Consiglio, del 22 ottobre 2007, recante organizzazione comune dei mercati agricoli e disposizioni specifiche per taluni prodotti agricoli (regolamento unico OCM) [1], in particolare l'articolo 143, lettera b), in combinato disposto con l'articolo 4,

considerando quanto segue:

(1) L'allegato IV *bis* del regolamento (CE) n. 1249/96 della Commissione [2] riporta i modelli dei certificati di conformità autorizzati dal governo degli Stati Uniti d'America per le esportazioni di frumento tenero di qualità alta e di frumento duro di qualità alta verso la Comunità europea. Le autorità americane hanno informato i servizi della Commissione in merito a una modifica dei loro modelli nazionali. Occorre pertanto adattare i suddetti modelli.

(2) Il regolamento (CE) n. 1249/96 deve essere modificato di conseguenza.

(3) Le misure previste dal presente regolamento sono conformi al parere del comitato di gestione per l'organizzazione comune dei mercati agricoli,

HA ADOTTATO IL PRESENTE REGOLAMENTO:

Articolo 1

L'allegato IV *bis* del regolamento (CE) n. 1249/96 è sostituito dal testo che figura nell'allegato del presente regolamento.

Articolo 2

Il presente regolamento entra in vigore il terzo giorno successivo alla pubblicazione nella *Gazzetta ufficiale dell'Unione europea*.

Il presente regolamento è obbligatorio in tutti i suoi elementi e direttamente applicabile in ciascuno degli Stati membri.

Fatto a Bruxelles, il 29 maggio 2009.

Per la Commissione
Mariann FISCHER BOEL
Membro della Commissione

[1] GU L 299 del 16.11.2007, pag. 1.
[2] GU L 161 del 29.6.1996, pag. 125.

ALLEGATO

«ALLEGATO IV bis

MODELLO DI CERTIFICATO DI CONFORMITÀ AUTORIZZATO DAL GOVERNO DEGLI STATI UNITI D'AMERICA PER IL FRUMENTO TENERO

FORM FGIS-909
JAN 07

UNITED STATES DEPARTMENT OF AGRICULTURE
FEDERAL GRAIN INSPECTION SERVICE
U.S. GRAIN STANDARDS ACT

Approved OMB No. 0580-0013

OFFICIAL EXPORT INSPECTION CERTIFICATE

ORIGINAL

US-XXXX-X-XXXX
NOT NEGOTIABLE

LEVEL OF INSPECTION: **ISSUED AT:** **DATE OF SERVICE:**

IDENTIFICATION: **LOCATION:** **QUANTITY:** (this is NOT a weight certificate)

GRADE AND KIND:

RESULTS:

REMARKS:

I CERTIFY THAT THE SERVICES SPECIFIED ABOVE WERE PERFORMED WITH THE RESULTS STATED.

APPLICANT NAME: **NAME OR SIGNATURE:**

ISSUING OFFICE:

This certificate is issued under the authority of the United States Grain Standards Act, as amended (7 U.S.C. 71 *et seq.*), and the regulations thereunder (7 CFR 800.0 *et seq.*). It is issued to show the kind, class, grade, quality, condition, or quantity of grain; or the condition of a carrier or container for the storage or transportation of grain; or other facts relating to grain as determined by official personnel. The statements on the certificate are considered true at the time and place the inspection or weighing service was performed. The certificate shall not be considered representative of the lot if the grain is transshipped or is otherwise transferred from the identified carrier or container or if grain or other material is added to or removed from the total lot. If this certificate is not canceled by a superseding certificate, it is receivable by all officers and all courts of the United States as prima facie evidence of the truth of the facts stated therein. This certificate does not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act or other Federal law.

WARNING: Any person who shall knowingly falsely make, issue, alter, forge, or counterfeit this certificate, or participate in any such actions, or otherwise violate provisions in the U.S. Grain Standards Act, the U.S. Warehouse Act, or related Federal laws is subject to criminal, civil, and administrative penalties. The conduct of all services and the licensing of personnel under the regulations governing such services shall be accomplished without discrimination as to race, color, religion, sex, national origin, age, or handicap.

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information is 0580-0013. The time required to disclose this recordkeeping requirement is to average 39.097 hours per recordkeeper annually, including the time to retain such records, and to notify, disclose, and report to third parties such recordkeeping requirements.

MODELLO DI CERTIFICATO DI CONFORMITÀ AUTORIZZATO DAL GOVERNO DEGLI STATI UNITI D'AMERICA PER IL FRUMENTO DURO

FORM FGIS-909
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